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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to resp ction of information unless it contains a valid OMB control number. Attorney Docket LB 14588-45 **DECLARATION FOR UTILITY OR** Number First Named Inventor HALL David Jonathan DESIGN PATENT APPLICATION COMPLETE IF KNOWN (37 CFR 1.63) Application Number Filing Date Declaration Declaration Submitted OR Submitted efter Initial Filing (surcharge Art Unit With Initial (37 CFR 1 16 (e)) Filling Examiner Name (beguined) I hereby declare that: Each inventor's residence, mailing address, and clitzenship are as stated below next to their name. I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled: A TIME-DOMAIN METHOD AND APPARATUS FOR DETERMINING THE DEPTH AND CONCENTRATION OF A FLUOROPHORE IN A TURBID MEDIUM (Title of the Invention) the specification of which Is attached hereto \square October 29, 2004 was filed on (MM/DD/YYYY) as United States Application Number or PCT International (If applicable). PCT/IB2004/003559 and was amended on (MM/DD/YYYY) Application Number I hereby state that I have reviewed and understand the contents of the above Identified specification, including the claims, as amended by any amendment specifically referred to above I acknowledge the duty to disclose information which is material to patentiability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application. I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT International application having a filling date before that of the application on which priority is claimed. Foreign Filing Date Priority Certified Copy Attached? Prior Foreign Application Country (MM/DD/YYYY) Not Claimed YES Number(s) Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

[Page 1 of 2]

This collection of information is required by 35 U.S.C. 115 and 37 CFR 1.63. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentially is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 21 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Then will vary depending upon the Individual minutes to complete, including gathering, preparing, and submitting the complete displication form to the USPTO. Then will vary depending upon the Individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Unformation Officer, U.S. Patent and Trademark,Office, U.S. Department of Communice, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patients, P.O. Box 1450, Alexandria, VA 22313-1450.

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Under the Papanerik Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a veild OMB control number. **DECLARATION** — Utility or Design Patent Application Correspondence The address Direct all Ø 1059 address below associated with correspondence to: Customer Number Name Address 7IP State City Telephone Email Country WARNING: Petilioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may Petitioner/applicant is cautioned to avoid submitting personal information in documents field in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider reducting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not subfirty available. publicly available. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon NAME OF SOLE OR FIRST INVENTOR: A petition has been filed for this unsigned inventor Given Name (first and middle [if any]) Family Name or Surname David Jonathan Inventor's Signature Cittzenship Country Residence: City State California USA San Diego Mailing Address c/o University of California, San Diego, 200 West Arbor Drive Country ΖIp City State USA 92103-8756 San Diego California supplemental sheet(s) PTO/SB/02A or 02LR situshed hereto

[Page 2 of 2]

Additional inventors or a legal representative are being named on the 1.

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ADDITIONAL INVENTOR(S) Under the Paperwork Reduction Act of 1995, no persons are required to respond to DECLARATION Supplemental Sheet A petition has been filed for this unsigned inventor Name of Additional Joint Inventor, if any: Given Name (first and middle (if any)) Family Name or Surname Guobin MA Inventor's 12006 Date Signature Chinese Québec Dorval Canada State Country Citizenshir Residence: City 307 Lagace Avenue Mailing Address Dorvat Québec H9S 2M2 Canada State Zlp Country City Name of Additional Joint Inventor, if any: A petition has been filed for this unsigned inventor Given Name (first and middle (if any)) Family Name or Surname LESAGE Frederic Inventor's Date Signature Canadian Montréal Québec Canada Country Citizenship Residence: City State 5192 Chabot Mailing Address Québec H2H 1Y8 Montréal Canada City State Zip Country Name of Additional Joint Inventor, if any: A petition has been filed for this unsigned inventor Given Name (first and middle (if any)) Family Name or Sumame GALLANT Pascal 27/06/2006 Inventor's Signature Ouébec Canada Canadian Lavat Citizenship State Country Residence: City 4380 Levesque Boulevard, Apartment 202 Mailing Address H7W 5M8 Québec Canada Loval State Country Zip City

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Name of Additional Joint Inventor, if any:		A petition has been filed for this unsigned inventor						
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Guobin	MA .							
Inventor's Signature				Ds			Date	
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Mailing Address								
Dorval City	Québec State					inada ountry		
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Inventor's June One					20-6 - 2006 Date			
Montréal	Cruébec			Canada		Canadian		
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5192 Chabot Mailing Address								
Montréal City	Québec State			1		Canada Country		
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Given Name (first and middle (if any))	Family Name or Surname							
Pascal	GALLANT							
Inventor's Signature	•	·			Date			
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